



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

1919 M STREET N.W.

WASHINGTON, D.C. 20554

News media information 202/632-5050. Recorded listing of releases and texts 202/632-0002.

DA 96-198

February 16, 1996

ADDITIONAL COMMENT SOUGHT

COMMISSION SEEKS ADDITIONAL COMMENT IN WIRELESS ENHANCED 911 RULEMAKING PROCEEDING REGARDING "CONSENSUS AGREEMENT" BETWEEN WIRELESS INDUSTRY REPRESENTATIVES AND PUBLIC SAFETY GROUPS

CC Docket No. 94 -102

Comments Due: March 4, 1996

Replies Due: March 11, 1996

Pursuant to Section 1.415(d) of the Commission's Rules, 47 C.F.R. §1.415(d), the Commission seeks additional comment in the wireless Enhanced 911 (E911) rulemaking proceeding.¹ Specifically, the Commission seeks comment on the *ex parte* presentation titled "Public Safety-Wireless Industry Consensus: Wireless Compatibility Issues, CC Docket 94-102."² On February 13, 1996, the Cellular Telecommunications Industry Association (CTIA) and three principal public safety organizations -- National Emergency Number Association (NENA), Association of Public-Safety Communications Officials (APCO), and National Association of State Nine One One Administrators (NASNA) -- jointly filed the Consensus Agreement, urging the Commission to adopt their agreement in this proceeding.

In the NPRM, the Commission proposed to adopt rules requiring, *inter alia*, that Commercial Mobile Radio Service ("CMRS") providers of real time voice services offer E911 access and features to mobile radio callers in three phases within five years after adoption of final rules. Comments on the NPRM were filed on January 9, 1995, and reply comments were filed on March 17, 1995. Although the comments supported the Commission's broad goal to require wireless compatibility with E911, the views of the wireless service industry and public safety organizations differed, *inter alia*, regarding the

¹See Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, CC Docket No. 94-102, Notice of Proposed Rulemaking, 59 Fed. Reg. 54878 (1994) ("NPRM").

² "Public Safety-Wireless Industry Consensus : Wireless Compatibility Issues, CC Docket 94-102," filed by CTIA, NENA, APCO, and NASNA on February 13, 1996 ("Consensus Agreement"). The Consensus Agreement is attached to this Public Notice.

proposed phase-in schedules for various E911 features. In order to address these differences, CTIA and public safety organizations initiated negotiations regarding wireless compatibility issues and related matters. The Consensus Agreement outlines the consensus reached on issues regarding wireless compatibility with E911 systems as a result of these negotiations.

Additional comment is sought to assist the Commission in determining whether to adopt the Consensus Agreement, in whole or in part. The Consensus Agreement proposes a two-step implementation schedule for E911. In Phase I, within twelve or eighteen months after the adoption of the Order, the Agreement proposes implementation of cell site information, calling party automatic number identification (ANI), 911 availability from any service initialized mobile radio handset, 911 access for speech and hearing-impaired callers using text telephone (TTY) devices, and call-back capability. Under Phase II, within five years, the Consensus Agreement proposes to require achievement of automatic location of wireless callers within 125 meters (derived using root mean square calculation). In addition, the Consensus Agreement requests the Commission: (1) to declare that state and local 911 fees and taxes are not barred as a matter of law and that such fees and taxes should not discriminate between wireline and wireless carriers; and (2) to resolve carrier and public safety legal liability issues. The Consensus Agreement also suggests consumer education rather than equipment labeling to inform customers regarding wireless compatibility with E911 features. Commenters are invited to address any legal, factual, or policy issues associated with the request to adopt the Consensus Agreement.

Comments on these additional issues must be filed no later than **March 4, 1996**. Reply comments must be filed by **March 11, 1996**. All comments should be filed with the Office of the Secretary, Federal Communications Commission, 1919 M Street, N.W., Room 222, Washington, D.C. 20554, referencing CC Docket No. 94-102 and the Consensus Agreement. Filings should be accompanied by proof of service upon the parties in this proceeding. The list of the parties may be obtained from the Office of the Secretary by referencing CC Docket No. 94-102. The full text of the Consensus Agreement (including exhibits), the NPRM, comments, and reply comments are available for inspection and duplication during regular business hours in the FCC Reference Center, Federal Communications Commission, 1919 M Street, N.W., Room 239, Washington, D.C. 20554. Copies may also be obtained from International Transcription Service, Inc. (ITS), 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857-3800.

For further information, contact Won Kim at (202) 418-1310, Wireless Telecommunications Bureau, Policy Division.